

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Banerjee *et al.*  
Serial No.: 09/887,496  
Conf. No.: 7707  
Filed: June 22, 2001  
For: FORMOTEROL/STEROID  
BRONCHODILATING COMPOSITIONS AND  
METHODS OF USE THEREOF  
Art Unit: 1617  
Examiner: Bahar, M.

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TRANSMITTAL LETTER

Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202


Sir:

Transmitted herewith via hand delivery are a Supplemental Information Disclosure Statement, Forms PTO-1449 (7 pages), cited references, and a check for \$180 for filing in connection with the above-identified application.

- ☒ The Commissioner is hereby authorized to charge any fee, including any submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

Respectfully submitted,  
HELLER EHRMAN WHITE & McAULIFFE LLP

By:

  
Dale L. Rieger  
Registration No. 43,045

November 18, 2002  
Atty Docket No. 18025-1014  
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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN  
ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98**

Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

Since this Supplemental Information Disclosure Statement is filed after receipt of a first Office Action on the merits for the above-captioned application, the filing fee of \$180.00 is enclosed. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§ 1.97-1.98. Forms PTO-1449 (7 pages) and the cited references provided herewith.

The documents listed on the Forms PTO-1449 and supplied herewith are in the English language, with the exception of Items T, U, W, AG, BB, BC, BL, BM and BX, which are in German language and Item CW, which is in the Japanese

**U.S.S.N. 09/887,496**

**Banerjee *et al.***

**Supplemental IDS**

language. English-language Derwent abstracts for Items T, U, W, AG, BB, BC, BL, BM and BX are provided (Items CJ, CK, CL, CM, CN, CO, CP, CQ and CR, respectively). English-language abstract is provided on the first page of Item CW. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that the references, alone or in combination, are effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and they be made of record in the file history of the above-captioned application.

\* \* \*

Respectfully submitted,  
HELLER EHRMAN WHITE & McAULIFFE LLP

By: 

Dale L. Rieger  
Registration No. 43,045

November 18, 2002

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